

JUN 28 2011

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Per Deputy Clerk

United States District Court  
For the  
Middle District of Pennsylvania

Norman W. Shelton

Plaintiff

"VS"

Case No. 4:11-CV-00368 MM-DB

Warden Bledsoe, et al defendants.

(Plaintiff's Statement of Disputed Factual Issues.)

Defendants have moved for Summary judgment on the Plaintiff's claim concerning violation of first an Eighth Amendment Rights and the use of Force. Pursuant to Local Rule (56) of this court. "The plaintiff submits the following list of genuine issues of material facts that require the denial of the defendant's motion.

1.) Whether the plaintiff was forced against his will to be placed in a cell with a gang member.

2.) Whether the plaintiff was attacked and assaulted by correctional officers without putting up any resistance.

3.) Whether the plaintiff offered any resistance before the officers who watched and the defendant's who entered the cell and attacked plaintiff.

4.) Whether the force utilized by the defendant's against the plaintiff was applied in a good-faith effort to maintain or restore discipline or maliciously and sadistically to cause harm.

5.) Whether the plaintiff's injuries resulted from his own act of resistance to the defendant's or from their purposeful